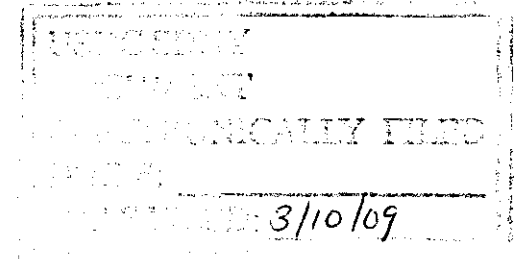


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CAPITOL RECORDS, INC.; *et al.*)
)
Plaintiffs,)
v.)
MP3TUNES, LLC.,)
Defendant.)


MP3TUNES, INC.,)
Counterclaimant,)
v.)
CAPITOL RECORDS, INC.; *et al.*)
Counter-Defendants.)

CIVIL ACTION NO. 07-Civ. 9931 (WHP)
ECF Case



~~PROPOSED~~ SCHEDULING ORDER NO. 6

Upon the joint request of the parties, and good cause having been shown, IT IS HEREBY ORDERED THAT Scheduling Order No. 5 is amended so that: (a) all fact discovery shall be completed by June 29, 2009; (b) the parties shall designate any expert witnesses by June 1, 2009; (c) the parties shall counter-designate any expert witnesses by June 29, 2009; (d) the parties shall serve expert reports by July 19, 2009; (e) the parties shall serve any rebuttal expert reports by August 6, 2009; (f) all expert discovery shall be complete by September 7, 2009; (g) the parties shall file a joint-pretrial order in accord with this Courts individual practices by October 6, 2009; and (h) the Court will hold a final pretrial conference on October 30, 2009 at 10:00 am.


UNITED STATES DISTRICT JUDGE
WILLIAM H. PAULEY, III
5/9/09